

ELECTRONICALLY FILED
MAY 23, 2006

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(Proposed) Counsel for the Investor Committees

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:) BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY) Chapter 11
Debtor)

In re:) BK-S-06-10726-LBR
USA CAPITAL REALTY ADVISORS, LLC,) Chapter 11
Debtor)

In re:) BK-S-06-10727-LBR
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,) Chapter 11
Debtor)

In re:) BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,) Chapter 11
Debtor.)

In re:) BK-S-06-10729-LBR
USA SECURITIES, LLC,) Chapter 11
Debtor.)

Affects)

☐ All Debtors) Date: June 5, 2006
☒ USA Commercial Mortgage Co.) Time: 9:30 a.m.
☐ USA Securities, LLC) Place: Courtroom #2
☐ USA Capital Realty Advisors, LLC)
☒ USA Capital Diversified Trust Deed)
☒ USA First Trust Deed Fund, LLC)

**NOTICE OF ENTRY OF ORDER SHORTENING TIME RE EMPLOYMENT
APPLICATIONS (STUTMAN, TREISTER & GLATT, P.C. AND SHEA & CARLYON)**

**NOTICE OF ENTRY OF ORDER SHORTENING TIME ON APPLICATION BY THE
OFFICIAL INVESTOR COMMITTEES TO EMPLOY STUTMAN, TREISTER &
GLATT, P.C. AS COUNSEL FOR MATTERS OF COMMON INTEREST, AND
APPLICATION FOR ORDER APPOINTING SHEA & CARLYON, LTD. AS SPECIAL
(NEVADA) COUNSEL FOR THE OFFICIAL COMMITTEES OF EQUITY SECURITY
HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC, AND USA CAPITAL
DIVERSIFIED TRUST DEED FUND, LLC; AND THE OFFICIAL COMMITTEE OF
HOLDERS OF EXECUTORY CONTRACT RIGHTS OF USA COMMERCIAL
MORTGAGE COMPANY
(AFFECTS CASE NO. 06-10725-USA COMMERCIAL MORTGAGE COMPANY; 06-
10729- USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC; AND 06-10728-USA
CAPITAL FIRST TRUST DEED FUNDS, LLC)**

PLEASE TAKE NOTICE that an Order Shortening Time on Application by the Official Investor Committees to Employ Stutman, Treister & Glatt, P.C. as Counsel for Matters of Common Interest, and Application for Order Appointing Shea & Carlyon, Ltd. as Special (Nevada) Counsel for the Official Committees of Equity Security Holders of USA Capital First Trust Deed Fund, LLC, and USA Capital Diversified Trust Deed Fund, LLC; and the Official Committee of Holders of Executory Contract Rights of USA Commercial Mortgage Company was entered on May 22, 2006, a true and correct copy of which is attached hereto.

DATED this 23rd day of May, 2006.

SHEA & CARLYON, LTD.



SHLOMO S. SHERMAN, ESQ.
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Las Vegas, NV 89101
(Proposed) Counsel for the Investor
Committees



Entered on Docket
May 22, 2006

A handwritten signature in black ink, appearing to read "L. B. Riegler".

Hon. Linda B. Riegler
United States Bankruptcy Judge

JEFFREY H. DAVIDSON
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FRANK A. MEROLA
(CA State Bar No. 136934), and
EVE H. KARASIK
(CA State Bar No. 155356), Members of
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[Proposed] Special Counsel for the Investor Committees

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

ORDER SHORTENING TIME RE EMPLOYMENT APPLICATIONS
(STUTMAN, TREISTER & GLATT, P.C. AND SHEA & CARLYON, LTD.)

1	In re:)	BK-S-06-10725-LBR
2	USA COMMERCIAL MORTGAGE COMPANY)	Chapter 11
3	Debtor.)	
4	In re:)	BK-S-06-10726-LBR
5	USA CAPITAL REALTY ADVISORS, LLC,)	Chapter 11
6	Debtor.)	
7	In re:)	BK-S-06-10727-LBR
8	USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,)	Chapter 11
9	Debtor)	
10	In re:)	BK-S-06-10728-LBR
11	USA CAPITAL FIRST TRUST DEED FUND, LLC,)	Chapter 11
12	Debtor)	
13	In re:)	BK-S-06-10729-LBR
14	USA SECURITIES, LLC,)	Chapter 11
15	Debtor)	
16	Affects:)	
17	<input type="checkbox"/> All Debtors)	
18	<input checked="" type="checkbox"/> USA Commercial Mortgage Co.)	
19	<input type="checkbox"/> USA Securities, LLC)	Date: June 5, 2006
20	<input type="checkbox"/> USA Capital Realty Advisors, LLC)	Time: 9:30 a.m.
21	<input checked="" type="checkbox"/> USA Capital Diversified Trust Deed)	
22	<input checked="" type="checkbox"/> USA First Trust Deed Fund, LLC)	
23)	
24)	
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27)	
28)	

ORDER SHORTENING TIME ON APPLICATION BY THE OFFICIAL INVESTOR COMMITTEES TO EMPLOY STUTMAN, TREISTER & GLATT, P.C. AS COUNSEL FOR MATTERS OF COMMON INTEREST, AND APPLICATION FOR ORDER APPOINTING SHEA & CARLYON, LTD. AS SPECIAL (NEVADA) COUNSEL FOR THE OFFICIAL COMMITTEES OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC, AND USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC; AND THE OFFICIAL COMMITTEE OF HOLDERS OF EXECUTORY CONTRACT RIGHTS OF USA COMMERCIAL MORTGAGE COMPANY (AFFECTS CASE NO. 06-10725-USA COMMERCIAL MORTGAGE COMPANY; 06-10729- USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC; AND 06-10728- USA CAPITAL FIRST TRUST DEED FUND, LLC)

The Court, having considered the Verbal Application for Order Shortening Time on the Application by the Official Investor Committees to Employ Stutman, Treister & Glatt, P.C. as

1 Counsel for Matters of Common Interest, as well as on the Application for Order Appointing
 2 Shea & Carlyon, Ltd. as Special (Nevada) Counsel for the Official Committees of Equity
 3 Security Holders of USA Capital First Trust Deed Fund, LLC, and USA Capital Diversified
 4 Trust Deed Fund, LLC; and the Official Committee of Holders of Executory Contract Rights of
 5 USA Commercial Mortgage Company (and collectively, the "Committee Counsel Employment
 6 Applications"), and having granted the request for hearing in open court on May 18, 2006; and
 7 good cause appearing therefor:

9 IT IS HEREBY ORDERED that the Committee Counsel Employment Applications will
 10 be heard by a United States Bankruptcy Judge in the Foley Federal Building, 300 Las Vegas
 11 Boulevard South, Las Vegas, Nevada, on the 5th day of June, 2006 at 9:30 a.m. Copies of the
 12 above-referenced Applications are on file with and available from the Clerk of the United States
 13 Bankruptcy Court for the District of Nevada, 300 Las Vegas Boulevard South, Las Vegas,
 14 Nevada 89101. Additional copies are available at no charge from the BMC website located at
 15 <http://www.bmcgroup.com/usacmc>.
 16

17 IT IS FURTHER ORDERED that, pursuant to the Amended Order Establishing Case
 18 Management Procedures entered by this Court on May 17, 2006, the deadline to file and serve
 19 objections to Requests for Relief set on shortened time shall be no later than Monday, May 26,
 20 2006. Any brief filed in reply to an objection to Request for Relief shall be filed by noon on
 21 June 2, 2006.
 22

23 IT IS FURTHER ORDERED that this hearing may be continued from time to time
 24 without further notice except for the announcement of any adjourned dates and time at the
 25 above noticed hearing or any adjournment thereof.
 26

27 SUBMITTED BY:
 28

1 SHEA & CARLYON, LTD.

2 

3 JAMES PATRICK SHEA, ESQ.

4 Nevada Bar No. 000405

5 CANDACE C. CARLYON, ESQ.

6 Nevada Bar No. 002666

7 SHLOMO S. SHERMAN, ESQ.

8 Nevada Bar No. 009688

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10 (Proposed) Counsel for the Investor
11 Committees

12 APPROVED / DISAPPROVED

13 SCHWARTZER & MCPHERSON, P.C.

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16 Las Vegas, NV 89146

17 Counsel for Debtors

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APPROVED / DISAPPROVED

OFFICE OF THE U.S. TRUSTEE

August B. Landis

Foley Federal Building

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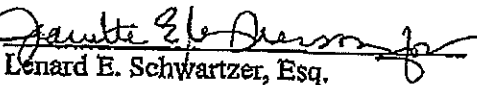
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Counsel for Debtors

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RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

☐ The Court waived the requirements of LR 9021.

☒ I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:

☒ approved the form of this order;

☐ waived the right to review this order; and/or

☐ failed to file and serve papers in accordance with LR 9021(c).

☐ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the order:

☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED this 19th day of June, 2006.

SHEA & CARLYON, LTD.



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